

IN THE SUPERIOR COURT OF THE STATE OF ARIZONA
IN AND FOR THE COUNTY OF YAVAPAI

DIVISION: 6
HON. WARREN R. DARROW
CASE NO. P1300CR20081339

JEANNE HICKS, CLERK
By: Lilly Miller, Deputy Clerk
DATE: August 11, 2010 *WLO*

FILED
DATE: August 11, 2010
5:00 O'Clock P.M.
JEANNE HICKS, CLERK
BY: Lilly Miller
Deputy

TITLE:

STATE OF ARIZONA,

Plaintiff,

vs.

STEVEN CARROLL DEMOCKER,

Defendant.

COUNSEL:

Yavapai County Attorney (e)
Joseph Butner / Jeffrey Paupore
(For Plaintiff)

John Sears (e)
and
Larry Hammond / Anne Chapman
OSBORN MALEDON, P.A.
2929 North Central Avenue, 21st Floor
Phoenix, AZ 85012
(For Defendant)

HEARING ON:

Jury Trial – Day 34

NATURE OF PROCEEDINGS

COURT REPORTER

Mina Hunt

START TIME: 9:10 a.m.

APPEARANCES: Joseph Butner, Co-Counsel for the State
Jeffrey Paupore, Co-Counsel for the State
Steven DeMocker, Defendant (in custody)
John Sears, Co-Counsel for Defendant
Larry Hammond, Co-Counsel for Defendant
Anne Chapman, Co-Counsel for Defendant

At 9:10 a.m., Court reconvenes in the Division 6 Courtroom with Counsel, the Defendant, and the jury present.

Detective Shonna Willingham, previously sworn, resumes testimony.

Exhibit 2783 is admitted into evidence without objection. Exhibits 2791 and 2792 are admitted into evidence without objection. Exhibit 2822 is admitted into evidence over the objection of Defense Counsel.

Exhibits 2823 through 2838, 2842, and 2844 through 2861 are admitted into evidence without objection. Counsel for State objects to Exhibit 2843, as he was not given a copy of it for review. Exhibits 2862 through 2890 are admitted into evidence without objection. The Court clarifies that Exhibits 2840 and 2841, which are the books, are not admitted into evidence.

The Court notes that this is the time for the morning recess. The Court reminds the jury of the admonition and excuses them.

~~~~~ Recess 10:25 a.m. ~~~~~

At 10:45 a.m., Court reconvenes with Counsel, the Defendant, and the jury present.

Detective Shonna Willingham, previously sworn, resumes testimony.

The Court invites questions from the jury for this witness.

The Court reminds the jury of the admonition and excuses the jury for the lunch break. The Court directs the jury to return at 1:00 p.m. At 11:37 a.m., the jury exits the Courtroom. Court and Counsel remain. The Court takes a brief recess to make copies of the jury questions.

~~~~~ Recess 11:39 a.m. ~~~~~

At 11:42 a.m., Court reconvenes with Counsel and Defendant present. The jury is not present. Court and Counsel discuss the questions submitted by the jury for this witness.

~~~~~ Recess 11:56 a.m. ~~~~~

At 1:08 p.m., Court reconvenes with Counsel, the Defendant, and the jury present.

Detective Shonna Willingham, previously sworn, resumes the witness stand.

The Court relays the jury questions to the witness and the witness testifies further.

The witness is excused, but is subject to recall. The Court reminds the witness of the requirements of the Rule Excluding Witnesses.

John Hoang is sworn and testifies.

Exhibits 2891, 2892, and 2893 are admitted into evidence without objection.

Exhibit 772 is admitted into evidence without objection.

The Court notes, this is the time for the afternoon recess. The Court reminds the jury of the admonition and excuses them for the recess. At 2:35 p.m., the jury exits the Courtroom. Court, Defendant, and Counsel remain.

Discussion ensues regarding the objection that was raised with regard to this witness.

~~~~~ Recess 2:36 p.m. ~~~~~

At 2:56 p.m., Court reconvenes with Counsel and Defendant present. The jury is not present. The Court discusses the objection with respect to this witness further. Discussion ensues regarding a juror question submitted and how the Court should answer it. The Court agrees that there needs to be further discussion regarding this jury issue in another setting.

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At 3:00 p.m., the jury is brought into the Courtroom. The Court reminds the jury that there can be no discussion of the case in any fashion until the conclusion of the evidence portion.

John Hoang, previously sworn, resumes testimony.

The Court invites questions from the jury for this witness.

The Court notes, this is the time for the afternoon recess. The Court reminds the jury of the admonition, directs them to return at 4:15 p.m., and excuses them. At 4:00 p.m., the jury exits the Courtroom. Court, Counsel, and Defendant remain. The Court takes a brief recess to copy and distribute the jury questions.

~~~~~ Recess 4:01 p.m. ~~~~~

At 4:03 p.m., Court reconvenes with Counsel and Defendant present. Discussion ensues regarding the questions submitted by the jury for this witness.

~~~~~ Recess 4:12 p.m. ~~~~~

At 4:21 p.m., Court reconvenes with Counsel, Defendant, and the jury present. John Hoang, previously sworn, resumes the witness stand.

The Court relays the jury questions to the witness and the witness testifies further.

The witness is reminded of the requirements of the Rule Excluding Witnesses and excused.

Detective James Jarrell is sworn and testifies.

The Court reminds the witness of the requirements of the Rule Excluding Witnesses and excuses him for the evening.

The Court notes, this is the time for the evening recess. The Court directs the jury to return tomorrow morning at 9:00 a.m., reminds them of the admonition, and excuses them for the evening. At 4:45 p.m., the jury exits.

END TIME: 4:45 p.m.

cc: Division 6
County Attorney (e)
John Sears (e)
Osborn Maledon, P.A.
Victim Services (e)
YCSO – Detention / Records (e)
Dean Trebesch (Contract Administrator, PD) (e)
Christopher DuPont, Trautman DuPont PLC, 1726 North Seventh St., Phoenix, AZ 85006, Counsel for Victims
Charlotte and Katherine DeMocker
John Napper (e) – Counsel for Renee Girard, witness